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FACSIMILE COVER SHEET

SALIWANCHIK, LLOYD & SALIWANCHIK

A Professional Association

2421 N.W. 41st Street

Suite A-1

Gainesville, FL 32606

Telephone (352) 375-8100

Facsimile (352) 372-5800

The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipients named below. This message may be an attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error, and that any review, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message by mail. Thank you.

TO: Franz A. Wakefield, President

COMPANY: CoolTvNetwork.com

FAX NO.: 305-512-6480

NUMBER OF PAGES (INCLUDING COVER SHEET): 4

FROM: Christine Q. McLeod

DATE: March 1, 2000

SUBJECT/MESSAGE: Our Docket No.: CTN-MISC

If you do not receive all pages or if any transmission is not legible, call the sender at (352) 375-8100.

GAU 2174

(Wakefield)

Appn Number 09/877,729

1 OF 4

SALIWANCHIK, LLOYD & SALIWANCHIK
A Professional Association

2421 N.W. 41st Street

Suite A-1

Gainesville, Florida 32606-6669

Telephone 352-372-8100

Facsimile 352-372-5800

ORLANDO OFFICE

1000 Legion Place, Suite 1750
Orlando, FL 32801
Telephone 407-426-7500
Facsimile 407-839-8589

Roman Saliwanchik
(1926 - 1999)

February 29, 2000

Franz A. Wakefield, President
CoolTVNetwork.com
17731 N.W. 14th Ct.
Miami, FL 33169

Via Facsimile
(305) 512-6480

Re: Agreement for Legal Services for:
ClickVideoShop software
Our File No. CTN-MISC

Dear Franz:

We are pleased that you expressed an interest in retaining our firm to handle your patent matters. To that end, please find enclosed an Agreement for Legal Services for your review and execution. Upon receipt of the signed Agreement and the fee specified therein, we will commission a search for your technology. You should keep a copy of the executed Agreement for your records.

As we discussed, we estimate the cost of performing a patentability search for your invention by a professional searcher would be in the neighborhood of \$700 including our fee for commissioning the search. We request an advance retainer of \$400 prior to commissioning the search. The balance, if any, will be billed to you upon our receipt of the search from our searcher. Please note that this estimate does not include our fee for analyzing the search results or providing you with an opinion of patentability, which would be billed at an hourly rate of \$200 per hour. We will not review the results nor prepare an opinion without your express instructions.

Please let us know if you have any questions or comments. We look forward to working with you.

Sincerely,



Christine Q. McLeod

CQM/jss
Enclosure (as stated above)

Appn Number (09/877,729) (Wakefield) GAU 2174
2 OF 4

Agreement For Legal Services

I, the undersigned client, do hereby retain and employ Saliwanchik, Lloyd & Saliwanchik A Professional Association, 2421 N.W. 41st Street, Suite A-1, Gainesville, Florida 32606, as my attorneys to represent me for the purposes of securing intellectual property protection (patent/trademark) for my invention/product.

I agree to pay Saliwanchik, Lloyd & Saliwanchik the amount of \$400.00 as an advance for services to be rendered and expenses incurred. I understand that the funds advanced pursuant to this agreement will be placed into an interest bearing IOTA account (Interest on Trust Account) and that the interest will be forwarded to the Florida Bar Foundation as required by the Florida Rules of Professional Conduct. I understand that I will not receive interest on the advance I am providing.

I understand that Saliwanchik, Lloyd & Saliwanchik will, on a periodic basis, bill me for the services rendered and expenses incurred, and that I shall have ten (10) working days in which to contest any bill. I understand that, after said ten (10) working days, Saliwanchik, Lloyd & Saliwanchik will consider the amount billed to have been fully earned and will then transfer the billed amount from the fees advanced into its general operating fund as payment for services rendered and expenses incurred. I further acknowledge that when the amount provided as an advance has been exhausted, I will, within thirty (30) days, provide the difference between moneys on hand as advanced and the additional billed amount. Alternatively, or additionally, Saliwanchik, Lloyd & Saliwanchik may require that I keep a minimum balance in the trust account if ongoing work is contemplated. Saliwanchik, Lloyd & Saliwanchik will provide me with an accounting of my outstanding balance on a periodic basis and will return to me any unearned amount of the advance upon conclusion of the representation.

Appn Number 09/877,729 (wakefield) GAU 2174
3 OF 4

2

I agree that any attorney in the firm may be designated to perform services for me under this agreement.

Signed this _____ day of _____, 20____.

Client Signature:

Name (Typed):

Mr. Franz A. Wakefield

Address:

17731 N.W. 14th Court

Miami, FL 33169

Telephone No.:

(305) 512-6489

The above employment is hereby accepted upon the terms stated herein for:

Saliwanchik, Lloyd & Saliwanchik
A Professional Association

Attorney:

Name (Typed):



Christine Q. McLeod

Appx Number 09/877,729 (Wakefield) GAU 2174
4 OF 4

FACSIMILE COVER SHEET

SALIWANCHIK, LLOYD & SALIWANCHIK

A Professional Association
2421 N.W. 41st Street
Suite A-1
Gainesville, FL 32606

Telephone (352) 375-8100
Facsimile (352) 372-5800

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TO: Franz Wakefield

FAX NO.: (305) 512-6480

NUMBER OF PAGES (INCLUDING COVER SHEET): 19

FROM: Christine Q. McLeod

DATE: March 9, 2000

SUBJECT/MESSAGE: CTN-MISC

Enclosed are copies of the documents you requested.

If you do not receive all pages or if any transmission is not legible, call the sender at (352) 375-8100.

Appn Number 09/877,729 (Wakefield) GAU 2174
1 OF 19

From: Shannon Audette
To: Christine McLeod
Date: 3/1/00 9:06AM
Caller: Franz Wakefield
Phone: 305-512-6489

☒ Telephoned
☐ Will call again
☐ Wants to see you
☐ Urgent

☒ Please call
☐ Returned your call
☐ Came to see you

Re: Reconsidering a professional patent search. Funds for company are scarce and he will be doing some research on his own. He would like to go ahead directly with the patent.

Appn Number 09/877,729 (Wakefield) GAU 2174
2 6F 19

SALIWANCHIK, LLOYD & SALIWANCHIK
A Professional Association

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Roman Salwanchik
(1926 - 1995)

February 29, 2000

Franz A. Wakefield, President
CoolTvNetwork.com
17731 N.W. 14th Ct.
Miami, FL 33169

Via Facsimile
(305) 512-6480

Re: Agreement for Legal Services for:
ClickVideoShop software
Our File No. CTN-MISC

Dear Franz:

We are pleased that you expressed an interest in retaining our firm to handle your patent matters. To that end, please find enclosed an Agreement for Legal Services for your review and execution. Upon receipt of the signed Agreement and the fee specified therein, we will commission a search for your technology. You should keep a copy of the executed Agreement for your records.

As we discussed, we estimate the cost of performing a patentability search for your invention by a professional searcher would be in the neighborhood of \$700 including our fee for commissioning the search. We request an advance retainer of \$400 prior to commissioning the search. The balance, if any, will be billed to you upon our receipt of the search from our searcher. Please note that this estimate does not include our fee for analyzing the search results or providing you with an opinion of patentability, which would be billed at an hourly rate of \$200 per hour. We will not review the results nor prepare an opinion without your express instructions.

Please let us know if you have any questions or comments. We look forward to working with you.

Sincerely,



Christine Q. McLeod

CQM/jss

Enclosure (as stated above)

Appn Number 09/877,729 (wakefield) GAU 2174
3 OF 19

Agreement For Legal Services

I, the undersigned client, do hereby retain and employ Saliwanchik, Lloyd & Saliwanchik A Professional Association, 2421 N.W. 41st Street, Suite A-1, Gainesville, Florida 32606, as my attorneys to represent me for the purposes of securing intellectual property protection (patent/trademark) for my invention/product.

I agree to pay Saliwanchik, Lloyd & Saliwanchik the amount of \$400.00 as an advance for services to be rendered and expenses incurred. I understand that the funds advanced pursuant to this agreement will be placed into an interest bearing IOTA account (Interest on Trust Account) and that the interest will be forwarded to the Florida Bar Foundation as required by the Florida Rules of Professional Conduct. I understand that I will not receive interest on the advance I am providing.

I understand that Saliwanchik, Lloyd & Saliwanchik will, on a periodic basis, bill me for the services rendered and expenses incurred, and that I shall have ten (10) working days in which to contest any bill. I understand that, after said ten (10) working days, Saliwanchik, Lloyd & Saliwanchik will consider the amount billed to have been fully earned and will then transfer the billed amount from the fees advanced into its general operating fund as payment for services rendered and expenses incurred. I further acknowledge that when the amount provided as an advance has been exhausted, I will, within thirty (30) days, provide the difference between moneys on hand as advanced and the additional billed amount. Alternatively, or additionally, Saliwanchik, Lloyd & Saliwanchik may require that I keep a minimum balance in the trust account if ongoing work is contemplated. Saliwanchik, Lloyd & Saliwanchik will provide me with an accounting of my outstanding balance on a periodic basis and will return to me any unearned amount of the advance upon conclusion of the representation.

(Wakefield)

09/877,729

Apps Number
GAL 2174

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2

I agree that any attorney in the firm may be designated to perform services for me under this agreement.

Signed this _____ day of _____, 20____.

Client Signature:

Name (Typed): Mr. Franz A. Wakefield

Address: 17731 N.W. 14th Court
Miami, FL 33169

Telephone No.: (305) 512-6489

The above employment is hereby accepted upon the terms stated herein for:

Saliwanchik, Lloyd & Saliwanchik
A Professional Association

Attorney:

Name (Typed): Christine Q. McLeod



Appn Number 09/877,729 (Wakefield)
CALL 2174
5 OF 19

From: Shannon Audette
To: Christine McLeod
Date: 2/25/00 12:04PM
Caller: Franz Wakefield
Phone: 305-512-6489

☐ Telephoned
☐ Will call again
☐ Wants to see you
☐ Urgent

☐ Please call
☐ Returned your call
☐ Came to see you

Did you receive the outline? He is eager to begin with the next step.

2/25 - 12:09 AM - Ret call. Confirmed receipt of message. Passed info along to CM & she will get back to you sometime next week. *JS*

Appn Number 09/877,729 (Wakefield)
GAU 2174
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PULL

CTN - MISC

past msg.

From: Amy Ashley
To: Christine McLeod
Date: 2/23/00 11:03AM
Caller: Franz Wakefield
Phone: 305-512-6489

☐ Telephoned
☐ Will call again
☐ Wants to see you
☐ Urgent

☒ Please call
☐ Returned your call
☐ Came to see you

wondered if you received his letter re: characteristics of his invention

PLC @/23 left msg - as I did
not receive anything recently.

Appn Number 09/877,729
(Wakefield) GAU 2174

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FEB 22 2000

February 18, 2000

Christine Q. McLeod
Saliwanchik, Lloyd & Saliwanchik
2421 N.W. 41st Street Suite A-1
Gainesville, Florida 32606-6669

Appn. Number 09/877,729
(Wakefield) GAU 2174
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Christine,

Enclosed is the information you requested regarding the details of the invention, some related patents, and our differentiation. I have sent the disclosure deposit forms with the appropriate fee. Please advise me on your ideas on completing a professional search.

Is it safe to assume that a professional patent search is the best course to take if we intend on patenting around similar patents?

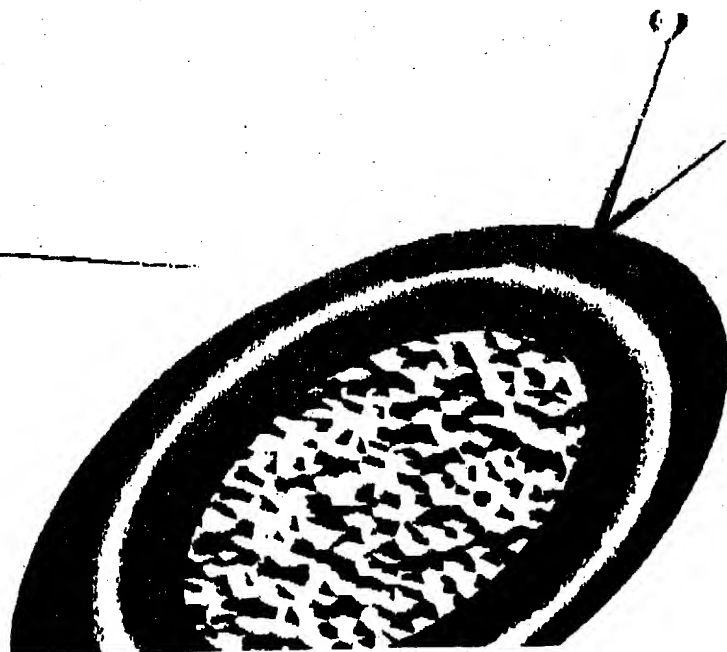
Please get back in touch with me regarding this matter so we can take the appropriate steps in an expedient fashion.

Best Regards,

A handwritten signature in black ink, appearing to read "Franz", with a long horizontal line extending to the right.

Franz A. Wakefield
President
COOLTVNetwork.com

Internet Audio-Video Entertainment



INVENTION SUMMARY

The purpose of this document is to describe the purpose and methodology of the ClickVideoShop software. In conjunction with prerecorded video, this software is a key component in providing an immersive and interactive user experience via the internet. The ClickVideoShop software is written in the Java programming language, which allows the ClickVideoShop experience to be enjoyed on a wide variety of computing platforms. The ClickVideoShop software facilitates the use of a video source as a conduit to accessing related information. The prerecorded video provides the foundation to engage the user in the content of the web site. The ClickVideoShop software uses "hot spots," or areas in the video playback area delineated by outlines or shading, as visual cues to alert the user that clicking within the hot spot gives them access to additional information. This is analogous to a hypertext link being highlighted in an HTML when the cursor moves over it. The type and delivery of the additional information is user-controlled by a menu bar displayed at the top or bottom of the area where the video is playing. Clicking on options in the menu bar determines what action is taken when the user clicks on a hot spot. The software currently supports four modes: "ClickVideoShop", where clicking on a hot spot adds the item to the user's shopping cart, "Entertain" mode, where clicking on the hot spot opens another movie in another browser, "Link", where clicking on a hot spot opens another web page, and "Bid", which enters a bid for the item into the specified bidding system. A hot spot must support at least one of these modes, and can support all four if desired. The software provides for a virtually unlimited number of associations between video and internet-accessible information since the extensibility of the menu bar allows code to support additional relationships to be added. For example, during playback of a music video, a hot spot could load in-depth product or performer information, a bid submission form, or an additional movie. The hot spot is also defined by the time during video playback when it is active. A hot spot is activated when the user moves the cursor into the hot spot's area at a point in time within the interval in which the hot spot is specified to be active or when the object on the screen is illuminated, outlined, or shaded. An active hot spot is one in which the perimeter of its area is visible, or the area has been shaded. The information to define a hot spot, which includes its area within the video playback area, the additional information it references, and its begin and end activation time is specified in a data file, which is loaded when the video is loaded and may contain as many hot spot definitions as necessary. When the video reaches the end, the data file also specifies whether or not playback of the video should start again at the beginning.

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(wakefield) GAU 2174
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Summary of the HTML and Data File Contents

The HTML document loaded by the web browser contains tags that specify:

- 1.) The path to a Java applet containing the object code necessary to execute the claims specified in the patent
- 2.) The path to the video file that the applet will play.
- 3.) The path to a data file that contains variables used to create objects that contain the information needed to represent areas on the screen, called "hot spots", in software.

The data file contains tags that specify:

- 1.) Whether the movie should only play once or continue to loop.
- 2.) The URL of the web page to open when the object is clicked.
- 3.) A signature that uniquely identifies an item so that it can be added to a shopping cart when the object is clicked.
- 4.) The URL of a movie to play when the object is clicked.
- 5.) A signature that uniquely identifies an item such that a bid for it can be entered into a bidding system when clicked.

Tag (1) is required, and at least one of (2)-(5) must be specified

Discussion of Related Patents

5,918,012: Hyperlinking time-based data files

Embeds movies into another file type

Doesn't state that it uses hot spots

Doesn't load the data file at startup - consults it on every click

5,708,845: System for mapping hot spots in media content for interactive digital media program

Uses the term hot spot explicitly

States that the data file is separate from the movie

Doesn't talk about only linking to web pages- talks about linking to additional types of data. However, they don't discuss the user having the ability to change the type of information the hot spot links to, or having a hot spot link to multiple types of information

Microsoft Developer Article: AVI Files with Hot Spots

http://msdn.microsoft.com/library/techart/msdn_avihot.htm

5,539,871: Method and system for accessing associated data sets in a multimedia environment in a data processing system

Talks about associating data with elements in a multimedia presentation

Talks about using graphical cues to indicate a hyperlink

Appn Number 09/877,729
(Wakefield) GAU 2/17/4
10 of 19

5,970,504: Moving image anchoring apparatus and hypermedia apparatus which estimate the movement of an anchor based on the movement of the object with which the anchor is associated

Talks about time intervals in which the hyperlink is active

Very verbose – didn't get a chance to finish reading through it

Appo Number 09/877,729
(Wakefield) GAU 2174
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EC
CTN-MISC
(pat ing).

From: Amy Ashley
To: Christine McLeod
Date: 2/17/00 10:43AM
Caller: Franz Wakefield
Phone: 305-512-6489

☐ Telephoned
☐ Will call again
☐ Wants to see you
☐ Urgent

☐ Please call
☐ Returned your call
☐ Came to see you

questions re: document disclosure request; he's unsure how detailed he should be regarding the description of his invention since the document offers no protection (he's conducting an experiment today, so he may need to call you back)

fax - 305-512-6489

PLC left msg.

PLC 2/29/00 -

* \$400 deposit saved → \$700

* \$ Provisional minimum 3000-4000
unless inventor provides entire
technical description, then can
be about \$1000-2000.

* try to get faster than 3-5 weeks.
(Just file 5-10 day turnaround).

Appo Number 09/877,729
(Wakefield) GAU 2174
12 OF 19

SALIWANCHIK, LLOYD & SALIWANCHIK
A Professional Association

2421 N.W. 41st Street

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Gainesville, Florida 32606-6669

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Facsimile 352-372-5800

ORLANDO OFFICE

1000 Legion Place, Suite 1750
Orlando, FL 32801
Telephone 407-426-7500
Facsimile 407-839-8589Roman Saliwanchik
(1926 - 1999)

February 14, 2000

Franz A. Wakefield, President
CoolTvNetwork.com
17731 N.W. 14th Ct.
Miami, FL 33169Re: United States Patent and Trademark Office Document Disclosure Program
Our Docket No.: CTN-MISC

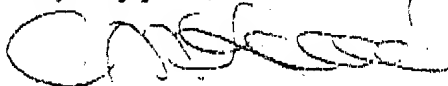
Dear Franz:

Enclosed for your review are copies of the Patent Office's guidelines regarding the Disclosure Document Program. As part of the documentation of the conception of your invention, you may wish to utilize this program. If so, please complete the form and mail it to the Patent Office as addressed in the upper left-hand corner of the form along with a detailed description of your invention, a check in the amount of \$10 made payable to the "Assistant Commissioner for Patents" and a self-addressed, stamped return postcard to acknowledge receipt.

This document provides no patent protection nor does it serve as a "grace period" prior to filing your application. This program merely serves as additional evidence of the date of conception of an invention and must be referenced in a later filed patent application within two years.

If you have any questions, please do not hesitate to call.

Very truly yours,



Christine Q. McLeod

CQM/aa

Enclosure (as stated above)

Appn. Number 09/877,729
(Wakefield) GAU 2174

13 OF 19

PTO/SB/95 (26-1990)

Approved for use through 5/31/2002. CMB 0851-0030

Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Disclosure Document Deposit Request

Mail to:

Box 00
 Assistant Commissioner for Patents
 Washington, DC 20231

Inventor(s): _____

Title of Invention: _____

Enclosed is a disclosure of the above-titled invention consisting of _____ sheets of description and _____ sheets of drawings. A check or money order in the amount of _____ is enclosed to cover the fee (37 CFR 1.21(c)).

The undersigned, being a named inventor of the disclosed invention, requests that the enclosed papers be accepted under the Disclosure Document Program, and that they be preserved for a period of two years.

Signature of Inventor _____

Address _____

Typed or printed name _____

Date _____

City, State, Zip _____

NOTICE TO INVENTORS

It should be clearly understood that a Disclosure Document is not a patent application, nor will its receipt date in any way become the effective filing date of a later filed patent application. A Disclosure Document may be relied upon only as evidence of conception of an invention and a patent application should be diligently filed if patent protection is desired.

Your Disclosure Document will be retained for two years after the date it was received by the Patent and Trademark Office (PTO) and will be destroyed thereafter unless it is referred to in a related patent application filed within the two-year period. The Disclosure Document may be referred to by way of a letter of transmittal in a new patent application or by a separate letter filed in a pending application. Unless it is desired to have the PTO retain the Disclosure Document beyond the two-year period, it is not required that it be referred to in the patent application.

The two-year retention period should not be considered to be a "grace period" during which the inventor can wait to file his/her patent application without possible loss of benefits. It must be recognized that in establishing priority of invention an affidavit or testimony referring to a Disclosure Document must usually also establish diligence in completing the invention or in filing the patent application since the filing of the Disclosure Document.

If you are not familiar with what is considered to be "diligence in completing the invention" or "reduction to practice" under the patent law or if you have other questions about patent matters, you are advised to consult with an attorney or agent registered to practice before the PTO. The publication, *Attorneys and Agents Registered to Practice Before the United States Patent and Trademark Office*, is available from the Superintendent of Documents, Washington, DC 20402. Patent attorneys and agents are also listed in the telephone directory of most major cities. Also, many large cities have associations of patent attorneys which may be consulted.

You are also reminded that any public use or sale in the United States or publication of your invention anywhere in the world more than one year prior to the filing of a patent application on that invention will prohibit the granting of a patent on it.

Disclosures of inventions which have been understood and witnessed by persons and/or notarized are other examples of evidence which may also be used to establish priority.

There is a nationwide network of Patent and Trademark Depository Libraries (PTDLs), which have collections of patents and patent-related reference materials available to the public, including automated access to PTO databases. Publications such as *General Information Concerning Patents* are available at the PTDLs, as well as the PTO's Web site at www.uspto.gov. To find out the location of the PTDL closest to you, please consult the complete listing of all PTDLs that appears on the PTO's Web site or in every issue of the *Official Gazette*, or call the PTO's General Information Services at 800-PTO-9199 (800-786-9199) or 703-308-HELP (703-308-4357). To ensure assistance from a PTDL staff member, you may wish to contact a PTDL prior to visiting to learn about its collections, services, and hours.

Burden Hour Statement: This collection of information is used by the public to file (and by the PTO to process) Disclosure Document Deposit Requests. Confidentiality is governed by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed Disclosure Document Deposit Request to the PTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C., 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231.

Appn. Number 09/877,729
 (Wakefield) CAU 2174
 14 OF 19

US Patent and Trademark Office

HOME SITE INDEX SEARCH INFO BY ORG FEEDBACK

DISCLOSURE DOCUMENT PROGRAM

A service provided by the US Patent and Trademark Office (PTO) is the acceptance and preservation for two years of "Disclosure Documents" as evidence of the date of conception of an invention.

A paper disclosing an invention (called a Disclosure Document) and signed by the inventor or inventors may be forwarded to the PTO by the inventor (or by any one of the inventors when there are joint inventors), by the owner of the invention, or by the attorney or agent of the inventor(s) or owner. The Disclosure Document will be retained for two years, and then be destroyed unless it is referred to in a separate letter in a related patent application filed within those two years.

THE DISCLOSURE DOCUMENT IS NOT A PATENT APPLICATION, AND THE DATE OF ITS RECEIPT IN THE PTO WILL NOT BECOME THE EFFECTIVE FILING DATE OF ANY PATENT APPLICATION SUBSEQUENTLY FILED. LIKE PATENT APPLICATIONS, THESE DOCUMENTS WILL BE KEPT IN CONFIDENCE BY THE PATENT AND TRADEMARK OFFICE.

This program does not diminish the value of the conventional, witnessed, permanently bound, and page-numbered laboratory notebook or notarized records as evidence of conception of an invention, but it should provide a more credible form of evidence than that provided by the popular practice of mailing a disclosure to oneself or another person by registered mail.

Content of the Disclosure Document

The benefits afforded by the Disclosure Document will depend directly upon the adequacy of the disclosure. It is strongly recommended that the document contain a clear and complete explanation of the manner and process of making and using the invention in sufficient detail to enable a person having ordinary knowledge in the field of the invention to make and use the invention. When the nature of the invention permits, a drawing or sketch should be included. The use or utility of the invention should be described, especially in chemical inventions.

Preparation of the Document

A standard format for the Disclosure Document is required to facilitate the PTO's electronic data capture and storage. The Disclosure Document (including drawings or sketches) must be on white letter-size (8.5 by 11 inch) or A4 (21.0 by 29.7 cm) paper, written on one side only, with each page numbered. Text and drawings must be sufficiently dark to permit reproduction with commonly used office copying machines. Oversized papers, even if foldable to the above dimensions, will not be accepted. Attachments such as videotapes and working models will not be accepted and will be returned.

Other Enclosures

The Disclosure Document must be accompanied by a separate cover letter signed by the inventor stating

Appo Number 09/877,729
(Wakefield) GAU 2174
15 OF 19

that he or she is the inventor and requesting that the material be received under the Disclosure Document Program. The inventor's request may take the following form:

"The undersigned, being the inventor of the disclosed invention, requests that the enclosed papers be accepted under the Disclosure Document Program, and that they be preserved for a period of two years."

A Disclosure Document Deposit Request form (PTO/SB/95) can also be used as a cover letter. This form is available at the PTO Web site at <http://www.uspto.gov> or by calling PTO General Information Services at 800-786-9199 or 703-308-4357.

A notice with an identifying number and date of receipt in the PTO will be mailed to the customer, indicating that the Disclosure Document may be relied upon only as evidence and that a patent application should be diligently filed if patent protection is desired. The PTO prefers that applicants send two copies of the cover letter or Disclosure Document Deposit Request form and one copy of the Disclosure Document, along with a self-addressed stamped envelope. The second copy of the cover letter or form will be returned with the notice. It is not necessary to submit more than one copy of the document in order for it to be accepted under the Disclosure Document Program.

WARNING to Inventors

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Inventors are also reminded that any public use or sale in the United States or publication of the invention anywhere in the world more than one year prior to the filing of a patent application on that invention will prohibit the granting of a U. S. patent on it. Foreign patent laws in this regard may be much more restrictive than U. S. laws.

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This list may be purchased from the PTO on CD-ROM by calling 703-306-2600. A print publication of the Attorneys and Agents Registered to Practice Before the U. S. Patent and Trademark Office may be available from:

Superintendent of Documents
P.O. Box 371954
Pittsburgh, PA 15250-7954
202-512-1800

Call 202-512-1800 to check on availability. The Superintendent of Documents sales site is at:

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http://www.access.gpo.gov/su_docs/sale/sb-021.html

Disposition

The Disclosure Document will be preserved by the PTO for two years after its receipt. It will be destroyed unless it is referred to in a separate letter in a related patent application filed within the two-year period. The separate letter filed in the related patent application must identify not only the patent application, but also the Disclosure Document by its title, number, and date of receipt in the PTO. Acknowledgment of such letters will be made in the next official communication or in a separate letter from the Patent and Trademark Office.

Fee

A fee of \$10.00 in the form of a check or money order made payable to "Assistant Commissioner for Patents" must accompany the Disclosure Document when it is submitted to the Patent and Trademark Office. Documents without the full fee will be returned. Mail the Disclosure Document with payment to:

Box DD

Assistant Commissioner for Patents
Washington, DC 20231

Applicants can request a copy of their Disclosure Document as filed in the Patent and Trademark Office if they are the original submitters of the document. The request must be made in writing and accompanied by a fee of \$25.00.

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Provisional Application for Patent

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From: Amy Ashiey
To: Christine McLeod
Date: 2/14/00 9:04AM
Caller: Franz Wakefield
Phone: 305-512-6489

☐ Telephoned
☐ Will call again
☐ Wants to see you
☐ Urgent

☐ Please call
☐ Returned your call
☐ Came to see you

if he's not there, leave a msg. with the best time for him to call

- He did his own search.

Trying to save \$, not
sure whether do have prof
search done.

- Making flow chart + summary.

- will send along w/ copies of
reports we have.

find
file

Appn. Number 09/877,729
(Wakefield) GAU 2174

18 OF 19

From: Amy Ashley
To: Christine McLeod
Date: 2/7/00 8:30 AM
Caller: Franz Wakefield
Phone: 305-512-8489

☐ Telephoned
☐ Will call again
☐ Wants to see you
☐ Urgent

☐ Please call
☐ Returned your call
☐ Came to see you

Appn Number 09/877,729
(Wakefield) GAU 2174

19 OF 19

PLC 2/8/00 - Gft msg. that I
received + would review
materials + call back
tomorrow.

PLC 2/11/00 - Reviewed disclosure -
Call back to begin process.

FACSIMILE COVER SHEET

SALIWANCHIK, LLOYD & SALIWANCHIK

A Professional Association

2421 N.W. 41st Street

Suite A-1

Gainesville, FL 32606

Telephone (352) 375-8100

Facsimile (352) 372-5800

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TO: Franz Wakefield

FAX NO.: (305) 512-6480

NUMBER OF PAGES (INCLUDING COVER SHEET): 20

FROM: Christine Q. McLeod

DATE: March 9, 2000

SUBJECT/MESSAGE: CTN-MISC

Enclosed are copies of the documents you requested.

If you do not receive all pages or if any transmission is not legible, call the sender at (352) 375-8100.

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GAU 2174
1 OF 20

From: Shannon Audette
To: Christine McLeod
Date: 2/8/00 12:19PM
Caller: Franz Wakefield
Phone: 305-512-6489

- ☒ Telephoned
- ☐ Will call again
- ☐ Wants to see you
- ☐ Urgent

- ☒ Please call
- ☐ Returned your call
- ☐ Came to see you

I told him that you were out to lunch and that you did get his package. He would like for you to call him.

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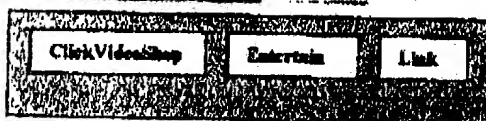
January 31, 2000

Saliwanchik, Lloyd, & Saliwanchik
2421 N.W. 41st Street Suite A-1
Gainesville, Florida 32606-6669

Christine,

The information included in this package should bring you up to speed on my business concept and the cutting edge technology. I believe will revolutionize today's Internet culture. Although there may be other entities that may have approached the concept, I believe the idea of placing the video in various modes while simultaneously using the video objects as hyperlinks is our differentiating factor.

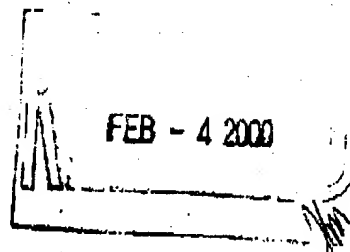
Ex: (Running Video)



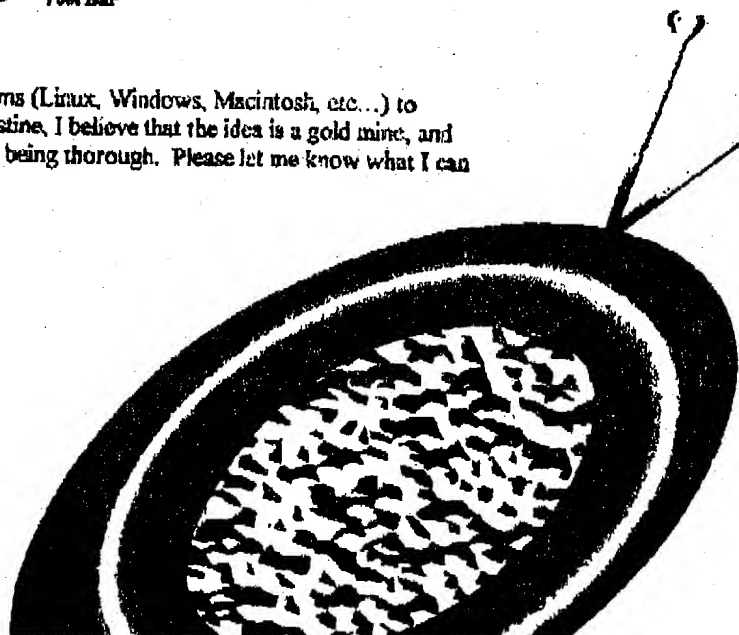
The technology will be made to work on different platforms (Linux, Windows, Macintosh, etc...) to maximize the site's user population and interaction. Christine, I believe that the idea is a gold mine, and we should take all the necessary steps to move fast while being thorough. Please let me know what I can do to make your job easier.

Best Regards,

Franz A. Wakefield
Franz A. Wakefield
President & CEO
COOLTVNetwork.com
Internet Audio & Video Entertainment



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"eCOOL!" @ COOLTVNetwork.com**1.2 Mission**

COOLTVNetwork.com will aggregate entertainment sources (music, sports, cartoons, and commercials) to offer a variety of self-contained, yet complementary entertainment portals. COOLTVNetwork.com will appeal to a diverse cross-section of potential users. With its proprietary viewing software, users will "ClickVideoShop" @ COOLTVNetwork.com and experience revolutionary interactive entertainment and a unique kind of virtual shopping.

The overall positioning of the site is embodied in the appeal of being 'eCOOL!' Whether it's youths or adults, users will associate COOLTVNetwork.com with being involved in the most cutting-edge entertainment experience available; sports, music, cartoons, commercials, and ultimately movies and other audio/video options will position our site as the most complete, convenient and customizable source for entertainment. The balance between the old and the new will create both nostalgia and excitement for site visitors. The past, present and future of 'eCOOL!' will be available at the click of a button. And, it can be viewed using the latest in video browser technology, highlighting the experience for the consumer and offering marketing opportunities for the retailer.

The sites' diverse and comprehensive archive of entertainment options, from music to sports, will create the 'stickiest' virtual entertainment site on the Internet. Just a click away, "Hot Spots" attached to objects in the video files will encapsulate users in the euphoria of the video moment. CLICKVideoShopping will create the long sought after Buchanan moment on the Internet. This 'seducible' moment, will entice consumers to purchase video objects, link to other videos, or connect to the manufacturer's website. With the attraction of superior proprietary technology, traditional local marketing, customized consumer specific target marketing, and expanding/promoting according to the particular tastes of our users, COOLTVNetwork.com will develop a trusted, quality, and personalized entertainment source, for a worldwide audience.

COOLTVNetwork.com will evolve into the Internet's first ClickVideoBay filled with fully interactive entertainment ClickVideoShops. The network will become a personalized kaleidoscope of its customers favorite blend of the old with the new. An archive of video content will hark of the days when your favorite athlete captured your imagination, when your favorite performer inspired your creativity, or when you first heard the catchy slogan that became the buzz of your generation. Interaction with cutting-edge artists, memorable live entertainment events, and local involvement such as music videos and homemade commercials will also populate COOLTVNetwork.com. COOLTVNetwork.com will be a site the whole family can enjoy. While adults enjoy music and sports and other video entertainment, the next generation of Cool kids will begin with cartoons on the COOLCartoons network. Customers will enjoy the value-added aspects of technology appeal, input recognition and personalized attention. They will experience a proverbial cyberspace playground, featuring provocative and eclectic content in a friendly environment.

COOLTVNetwork.com will utilize its competitive advantages to become one of the most respected names in the entertainment industry and will effectively appeal to many different Internet user segments. Besides the audience of consumers, COOLTVNetwork.com will offer significant benefits to corporate clients. Capturing this important segment of users will allow COOLTVNetwork to evolve into a centralized resource for entertainment, marketing, retailing, research, and artist interaction. COOLTVNetwork.com will emerge as the materialization of an industry leader which embodies the future of the video production, delivery and distribution industry.

With a never-ending enthusiasm for their global audio and video community, artists, promoters and users alike will fuel the creative Mecca known as COOLTVNetwork.com. The content and environment of COOLTVNetwork.com will be shaped by the creativity of all of the participants. In this respect, traditional corporate policies will not be applicable; the power will remain in the hands of all of the creators. The vibrancy and excitement of the entertainment industry will create a culture that engages and entertains. The network will be an extension of the richness of each portal. It will be a canvas for a global community of users to decorate.

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3.0 Products and Services

COOLTVNetwork.com's longterm vision will be encapsulated in being pioneers of net-interactivity, entertainment, CLICKVideoShopping, & becoming the industry leader for audio- and video- entertainment needs. Our company has positioned itself to transcend these basic corporate strategies across various entertainment categories (Sports, Music, Entertaining Commercials, & Cartoons/VideoGames).

Our corporate formula is equal to four entertainment sites under the COOLTVNetwork. Each exemplifying cutting-edge technology, net-interactivity, customizable entertainment, & CLICKVideoShopping

Products (COOLPlaysoftheDay.com/Sports Center)

- Sports Equipment
- Sports Wear
- Footwear
- Memrobia
- "iBOONKA!" the web accessible "iToy"
- BOONKA! Wear

Products (COOLCommercials.com)

- Consumables
- "iBOONKA!" the web accessible "iToy"
- BOONKA! Wear
- Memrobia

Products (COOLMusicVideos.com)

- CD's
- Urban & Contemporary clothing
- Cosmetics
- Footwear
- "iBOONKA!" the web accessible "iToy"
- BOONKA! Wear

Products (COOLCartoons.com)

- Toys
- "iBOONKA!" the web accessible "iToy"
- BOONKA! Wear
- Video Games
- Educational Tools
- Memrobia

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Services Related To Site Genre

- Interactive Entertainment Video Archive (with CLICKVideoShopping)
- Membership ("Digital Lockers") with customized entertainment
- Live & Looped interviews with local, national, & international artists, athletes, and celebrities
- Home Talent contests @ in the "Post-It-Corner"
- Entertaining Video Biographies (video footage of career growth) of artists, athletes, celebrities, company or product lines
- "Now-&-Then" entertainment news
- "Video Time Capsules" of our favorite moments with athletes, performers, and commentators of our time
- Interactive Games
- "ClickVideoAuctions" in Fan-club arenas
- Talk Back! in the "Critique Corner"
- Consumer & Market Research

"G-teCOOL!" @ COOLTVNetr rk.com

3.1 Product and Service Description

Products

Through our patented CLICKVideoShopping technology, COOLTVNetwork.com will sell a collage of brand name products like Nike, FUBU, Polo, Spalding, Lorel, Karl Kani, Nautica, Arista Records, Pro Player, eToys, Wilson, and eBay. Delivering to a long waited digital community, the Net's 1st. customizable entertainment, with e-tailing experience.

Services

- **Digital Lockers**--allows members to search the interactive entertainment database for their favorite selections and save them in their own personalized and private digital space. Users can chose to store & organize video entertainment, entertainment news past & present, and personal notes.
- **Video Time Capsules**--offers users special video compilations of their favorite era in time.
- **Video Biographies**--offers users special video compilations of their favorite athletes, artists, and entertainers.
- **Post-It-Corners**--gives users, with aspirations to be in the entertainment industry, the creative outlet to "Post-It!" (music singles, video scenes from aspiring Big Screen movie makers, & Video Biographies from hopeful supermodels). This service will provide the global community with a grab-bag of quality, filtered, and a vivid source for entertainment.
- **Now-&-Then Entertainment News**--gives users a searchable database of video footage, and text information that documents entertainment news of the past and present. This service will span a variety of entertainment categories under the COOLTVNetwork, focusing on the event and the relevant artist, athletes, and entertainers.
- **CLICKVideoShopping**--presents proprietary CLICKVideo technology to net-surfers and allows them to place the actual video files in Entertain, CLICKVideoShop, or Link mode. These particular modes will allow the user to click on video objects, open other relative videos (Video Biographies, Prospective athlete footage, Video Time Capsules, etc.), add objects to a digital shopping cart, or link to the object's manufacturer website.
- **Talk Back!**--gives consumers the opportunity to voice their opinion in the "Critique Corner." This service will be a useful resource to many fronts; whether it be utilizing the authentic criticism to effectively tailor our site to our consumers, or allocating the comments as a resource for market research & consumer analysis. This service will provide the necessary feedback for a consumer conscious evolving website.

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"G--eCOOL!" @ COOLTVNetwork.com

3.2 Competitive Comparison

COOLTVNetwork has laid its foundation on a unique set of entertainment services that offers consumers purchasing power in three distinct markets e-tailing, audio and customizable video, and artist representation. While there are other Internet entertainment companies, none produces or presents products and services in a centralized network of versatile and engaging content. With our proprietary software we make CLICKVideoShopping possible, net-interactivity, and "Pop-up-Video." We create a digital backbone of audio & video entertainment that facilitates local, national, and international users to create their own customized entertainment content in 'Digital Lockers.'

COOLTVNetwork will appeal to all users regardless of geography, age, gender, or race. The idea of being 'eCOOL' is limitless and appealing to all! COOLTVNetwork will signify more than just audio/video streaming; instead, it will be the very essence of entertainment! Individuals will respond to both the completeness and familiarity of the site, the evolution of which they contribute to on a continuing basis.

The nature of encouraging the digital community to participate in the evolution of COOLTVNetwork lies in the recognition that the possibilities are limitless, bounded only by the imagination of the global community. We cannot hope to foresee all of the wonderful and exciting opportunities that will arise as a matter of course in developing the COOLTVNetwork, but our Network will flourish from creating a canvas for the world to paint.

3.4 Sourcing

COOLTVNetwork has made key contacts to acquire the video files, which will be securely housed in our database farm. These contacts penetrate local and national arenas in sports, music, commercials, and cartoons.

CLICKVideoShopping will be available to surfers engaging in the sites' archive of video entertainment. The products sold through ClickVideo Shopping will be obtained directly from each products respective manufacturer. This pioneering technology will enhance manufacturers sales exponentially by adding the element of spontaneity to Internet purchases. COOLTVNetwork will benefit by receiving a margin for generating the sale.

Picture surfing @ COOLPlaysoftheDay.com, and reminiscing on game 6 of the Chicago Bulls vs Utah Jazz play-off. With Chicago trailing by three points, Michael Jordan scores on a drive, strips the ball from Karl Malone, and buries the game-winning shot with 5.2 seconds to go. What if you had the opportunity to click on the Nike or Chicago Bulls logo, pause the video, and link to their respective websites, or click on Michael Jordan's sneakers, and add it to your digital shopping cart, while caught in the awe of The Legend himself. COOLTVNetwork.com will give corporate clients this interactive advertising and marketing edge; an edge that will provide deeper consumer psychological tagging, and more profound product recognition. It will provide the long sought after Buchanan moment, a seducible moment, for consumers via the Internet.

3.5 Technology

COOLTVNetwork has dedicated it's efforts and resources to creatively pushing the envelope of technology. Our team has partnered with Exodus Communications, a premier Managed Monitoring Service provider, to obtain cutting edge bandwidth capabilities, hardware, and real-time monitoring.

Our progressive company has meshed innovative ideas with products, services, and marketing phrases that will distinguish COOLTVNetwork.com from it's competition. We are in the process of acquiring trademarks on our products along with the corresponding patents.

Our products & services will make entertainment interactive, centralized, customizable, and on demand. The COOLTVNetwork team is continually generating ideas that will keep us ahead of any spin-off companies that may try to imitate us.

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"Get eCOOL!" @ COOLTVNet! rk.com

3.6 Future Products and Services

Our team is constantly re-inventing itself. By remembering at every stage that the power belongs to the consumer, we plan on developing a trusted, quality, and personalized entertainment source.

Our team is poised and positioned to bring "iBOONKAI" the web accessible companion and BOONKAI Wear (Children's Sports & Apparel) to children (infants - 10yrs) nationwide, by September 2000.

"iBOONKAI" the information companion ("iCompanion") will usher children into the digital revolution, providing the capacity to download cartoons, games, and interactive educational tools to a mobile "iToy," the next generation in children's entertainment.

In October 2000 COOLTVNetwork will use a unique way of multicasting video with conference rooms, and one-of-a-kind purchase and categorical templates, to tap the lucrative B2B market using interactive video files. It will be the birth of the Internet's first "ClickVideoBay," the next generation in Internet auctions.

With the president of the United States of America, addressing the nation about 'The Digital Divide,' and his firm commission of implementing new policies to increase the exposure of all schools, consumers, and citizens to the Internet, CNN Headline News (Dec. 9, 1999)—it is eminent that we will be entrenched in a digital society. What we are seeing is the beginning of an explosive exponential growth of an era of global inter-connectivity and technology that will usher us (humans) into the sci-fi millennium we envisioned years before.

4.0 Market Analysis Summary

e-tailing

With the Internet population at 110 million, and 41% of Americans having Internet access from home or office, it will be important for e-businesses to grasp the opportunity of retail via the Internet. Ernst & Young estimates that 9 million households in the U.S. will shop on-line this year, up from 4.3 million in 1997. Forrester Research Inc. of Cambridge, Mass., reported that by 2003, 40 million U.S. households will buy online, growing web revenues to 108 billion. COOLTVNetwork.com will harness the element of video entertainment to tap into this lucrative embryonic Internet retail market. Gen-X surfers will ClickVideoShop @ COOLMusicVideos.com, while Baby Boom surfers ClickVideoShop @ COOLCommercials.com and CoolSportsCenter.com. Surfers will be able to purchase clothing, hardware, footwear, Cd's, cosmetics, sporting goods, etc, while being emotionally enthralled in the video moment. COOLTVNetwork.com fully understands the ramifications of it being "The Year 2000," and that trips to the local department store, grocery store, or neighborhood music outlet are frankly, becoming more passé. With the changes in business and technology it will be important for businesses to "Get eCOOL!" With the average household receiving 3 to 4 monthly bills on-line, by the end of 1999, and 15 million U.S. households receiving their bills online by 2002, COOLTVNetwork.com will be poised @ entering Internet e-Commerce through the varying facets of entertainment. Every business decision will oscillate around engendering change, thinking "eCOOL!" and continually evolving.

Audio

COOLTVNetwork.com will enter the audio market through it's sub affiliate COOLMusicVideos.com. The site will showcase a collage of local and national talent in every genre of music. From CLICKVideoShopping, to music video archives, to live streamed performances, and relative entertainment news, COOLMusicVideos.com will be @ the pulse of the digital revolution. With alternative Internet music stations, like 3WK, boasting 500,000 listeners a month, with more tuning in daily and on-line music sales increasing to \$1.6 billion by 2002 (7.5% of the overall music market), COOLTVNetwork will position itself as the 'Coolest' alternative to the 'Brick and Mortar' establishments of the old. The company will merge old ways of business with cutting edge technology, becoming one of the Internet's 1st 'Clicks & Mortar' establishment. Surfers will have the opportunity to purchase Cd's, Urban and Contemporary clothing, cosmetics, and footwear while being entertained by secured streamed music and music videos from local and national talent. Just as MP3.com's website saw 9 million downloads of more than 56,000 songs—an astounding

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"eCOOL!" @ COOLTVNet rk.com

number, given that the vast majority are from unsigned acts, so shall COOLMusicVideos.com position itself as the liaison between local and national talent and music lovers worldwide. Our team pledges to nullify corporate barriers of old business ways, and provide a bridge for genuine talent to effectively enter the market place.

Video

Video is undoubtedly the last phase in the evolution of multimedia entertainment via the Internet. Although the limiting factor is the available bandwidth, codecs are astutely deciphering the bandwidth puzzle. "As cable modems and DSL connections become common place, fiber crosses the last mile, and codecs get more advanced, downloading music videos, TV Shows, and even feature films will be apart of our everyday Net experience. We'll use the word 'download' as readily as we say 'catch' a movie or 'pop' in a Cd. MP3 is merely the opening act."---Wired Aug. 1999. COOLTVNetwork.com realizes that the bandwidth bottleneck will be opened, and there will be a convergence of television and computer. "I don't think a lot of people on the consumer level know how much change is about to hit them, especially when it comes to TV viewing."-David Ostmo, director of operations for KABB-TV (Warner Bros. Affiliate.) By 2006, television as we know it will change forever. That year is the deadline set by the U.S. Federal Communications Commission (FCC) for all television stations nationwide to switch over to a new digital broadcasting technology. COOLTVNetwork.com is strategically entering the audio/video and e-tailing market, focusing on music, sports, cartoons, and commercials to build a stable of brand capital and a loyal consumer following. COOLTVNetwork.com will actively build a consumer base within the bandwidth limitations, to effectively position itself for the evolution of Internet technology, and the eminent movie on demand market. COOLTVNetwork.com at every stage will perpetuate the quintessence of "eCOOL!" combining interactivity, technology, e-tailing, and entertainment to provide the Net's most reliable audio/video with retail experience.

COOLTVNetwork.com will use the convergence of audio, video, and retailing to engage consumers psychologically on a more profound level than most websites. The company will create, for the consumer, an "eCOOL!" Internet City, which will be a virtual entertainment & retailing toy-box filled with an exhaustive repertoire of audio and interactive video. With "Post It Corners," "Forum Lounges," "CLICKVideoShopping," and "Video Time Capsules" of favorite artists and athletes, COOLTVNetwork will embody the essence of "eCOOL!"

Corporate Clients

COOLTVNetwork.com will generate revenue from three lucrative streams of users: corporate clients, consumers, and artists. Corporate clients will benefit from a wealth of critical consumer information like consumer analysis databases, target market evaluation, demographics, consumer feedback, and positive corporate imaging. The COOLTVNetwork will offer an interactive marketing/advertising tool through ClickVideo technology, that gives corporations a standardized and effective method for tracking "click-through" rates (an effective alternative to banner advertisements).

Users/Artists

COOLTVNetwork.com will serve its users by offering a worldwide site that will inform and entertain consumers in a real-time interactive environment, twenty-four hours a day, seven days a week. It will provide customers with a primary, centralized location to view all facets of entertainment. COOLTVNetwork.com will present all relevant content in a fully personalized and further customizable manner. Ultimately, a personalized entertainment environment and numerous customizable products will evolve to increase the value of the entertainment purchase. The COOLTVNetwork will be an alliance or virtual symbiotic network between management, users/consumers, and corporate clients. As a team, we will strive to perpetuate the aura of community and effective customer service, incorporating permission-based value added services as email notices & updates, "Digital Lockers," tangibles-magazines/newsletters, and people based customer service lines.

"While many companies are just starting to understand the power and potential of the Internet for marketing and advertising, Trans Continental is entering 'their' fourth year of online promotions of its artists." Pearlman (CEO) says "Our websites have provided us with a powerful way to broaden awareness for all of our artists on a cost-effective basis."-Orlando Business Journal. Trans Continental does media, public relations and promotions for recording artists via the Internet. COOLTVNetwork.com will also assist local, national, and international artists in gaining exposure in the recording industry and amateur movie production market. The COOLTVNetwork will be the liaison between amateur talent and the global market place, finding aspiring talent in the music and video production arenas through filtered "Post It Corners," and Video & Audio contests. The company will provide amateur artists, like those who

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"Get eCOOL!" @ COOLTVNetwork.com

created the Blair Witch Project, with marketing (streamed headline video spots, & artist of the week sponsorship...), track sales, and merchandising. Users will be able to sample the creative melting-pot of local, national, and international talent through 'Video Biographies,' 'Video Time Capsules of favorite artist, streamed artist interviews, sound samples, and the net-purchase of new releases. With the digital revolution on the rise, COOLTVNetwork.com will give users the opportunity to carve out their own customized and personal digital playground. Through 'Digital Lockers,' 'CLICK Video Shopping,' and 'Thinking eCOOL!', users will have the opportunity to "Get Digi!" @ COOLTVNetwork.com, The Internet's Audio/Video Solution; "Just a Click Away."

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From: Shannon Audette
To: Christine McLeod
Date: 12/15/99 12:12PM
Caller: Frounze Wakefield
Company: CodTV Network.com
Phone: 376-1327

☒ Telephoned
☐ Will call again
☐ Wants to see you
☐ Urgent

☒ Please call
☐ Returned your call
☐ Came to see you

He has not lost focus and would like to move software patent forward.

(NQ) -

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- PC 12/17 - 60+ msg

- Miami Lakes - JJ

* Slide Video Shop *

* Steven - Appo. - need release/consent

Joanna Schuyler - Franz Wakefield 3 327

From: Amy Ashley
 To: Christine McLeod; Joanna Schuyler
 Date: 11/15/99 11:24AM
 Caller: Franz Wakefield
 Company: Cool TV Network.com
 Phone: 376-1327

☐ Telephoned
☐ Will call again
☐ Wants to see you
☐ Urgent

☐ Please call
☐ Returned your call
☐ Came to see you



- working on implement a pattern for a piece of software
- 95% completed
- will compile research in regards to process.
- go economical route
- 3M-10M ^{unaffordable} not to pursue
-

P/C 11/19 - left msg.

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 (Wakefield) GAU 2174
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SALIWANCHIK, LLOYD & SALIWANCHIK
A Professional Association

2421 N.W. 41st Street
Suite A-1

Gainesville, Florida 32606-6669
Telephone 352-375-8100
Facsimile 352-372-5800

Roman Saliwanchik
(1936 - 1999)

ORLANDO OFFICE

1000 Legion Place, Suite 1710
Orlando, FL 32801
Telephone 407-426-7500
Facsimile 407-839-8589

November 5, 1999

Mr. Franz Wakefield
3324 W. University Ave, #121
Gainesville, FL 32607

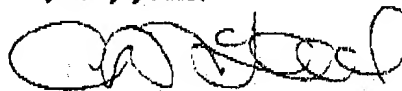
Re: Patent Inquiry

Dear Mr. Wakefield:

We write to follow up with you on our letter of October 13, 1999. Please let us know if you have any further questions or require any additional information with respect to your patent matters.

We look forward to hearing from you.

Very truly yours,



Christine Q. McLeod

CQM/csa

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CAU 2174

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ORLANDO OFFICE

1900 Legion Place, Suite 1750
Orlando, FL 32801

Telephone 407-436-7400

Facsimile 407-839-8589

Roman Saliwanchik

(1926 - 1999)

October 13, 1999

Mr. Franz Wakefield
3324 W. University Ave, #121
Gainesville, FL 32607

Via Facsimile
338-7562

Re: Patent Inquiry

Dear Mr. Wakefield:

I enjoyed speaking with you regarding your invention. This letter explains some of the requirements and procedures related to the patenting process. Enclosed (with the confirmation copy of this letter) for your review is our firm résumé describing the qualifications of the attorneys at our firm as well as a copy of the U.S. Patent Office publication regarding patents.

A. Patentability of an Invention

The first step in the patenting process is to determine whether the invention (*i.e.*, an article, machine, composition, or process) meets the requirements to be patentable. Under United States Patent law, in order for an invention to be patentable, the invention must be new, useful and non-obvious. By new, we mean that the identical, or substantially identical claimed invention is not disclosed in the prior art. The prior art is anything that is relevant to the issue of whether the invention is patentable, including, without limitation, patents, publications, advertising, promotional materials, and information as to whether the invention is known or has been used. As to useful, we mean that each claimed invention must have utility. With respect to non-obvious, we mean that even though a substantially identical claimed invention is not disclosed in the prior art, the claimed invention sought to be patented cannot be an obvious variation to one skilled in the particular field of invention or art to which the claimed invention pertains. Before a determination is made as to whether your invention is patentable, the prior art must be analyzed.

In addition to the statutory requirements for obtaining a patent discussed above, please note that you have one year from the date on which the invention is described in a printed publication or in public use or on sale in this country within which to file a patent application in the United States. With respect to patents in other countries, many foreign countries require that a patent application be on file before any public disclosure or sale of the invention. If you wish to preserve your rights to file an application in foreign countries, you should make sure that your application is on file before any public use, disclosure or sale of the invention.

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GAU 2174

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October 13, 1999

B. Patent Searching

You may wish to consider having a patentability search conducted for at least two reasons: (1) if the information revealed in the search suggests that your invention is unpatentable, then you may wish to reconsider filing an application in view of the expense associated with the preparation and filing of a patent application which may ultimately be denied; and (2) if the information revealed in the search does not destroy patentability, the search results will assist the patent attorney in determining the scope of your invention so that the patent application may be drafted in accordance therewith.

A patentability search is usually conducted by a professional searcher according to our instructions. We estimate the cost of performing a patentability search for Internet/computer related inventions by a professional searcher would be in the neighborhood of \$700-\$1000 including our fee for commissioning the search. Our fee for analyzing the search results and providing you with an opinion of patentability will vary based on the technology and the number of references located by the searcher. Generally, a written opinion of patentability ranges between \$800-\$1,500 or more. We can better estimate this cost after a detailed review of your technology.

C. Patent Application Preparation and Prosecution

The fees for preparing and filing a patent application typically range from about \$3,500 to \$7,000 or more (including the government filing fees) depending on the complexity of the technology. Before we start work on an application, our office will provide you with a firm estimate which will not be exceeded, absent extraordinary circumstances or additional disclosures from the inventor not previously discussed.

An alternative to a regular utility application is a provisional application, which is similar to a regular utility application used to establish an early filing date. The government filing fee for a provisional application is \$75 to \$150 and our professional fees vary on the extent of the disclosure. In order to assure that the provisional contains the necessary disclosure, we often prepare provisionals exactly the same as regular utility applications, except we do not include the claim language. A provisional application is not examined and must be refiled as a regular utility application within one (1) year of filing. Please call us for more information regarding the effect of provisional filing.

Approximately six to twelve months from the filing date of a regular utility application, we can expect to receive an Office Action from the Patent Office setting forth certain rejections or objections of the application. If you instruct us to respond to the Office Action, the charges for our services in connection with the preparation of a response can range from about \$500 to \$2,000 or more depending upon the complexity of the issues raised in the Office Action. Failure to respond to an Action will result in abandonment of the application. If the application is allowed by the Patent

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October 13, 1999

Office, an issue and processing fee will be payable shortly thereafter. Maintenance fees will be required periodically to maintain the patent.

Please let us know if we can be of further assistance. If you wish to schedule an appointment, our office charges an initial consultation fee of \$200.

Sincerely,



Christine Q. McLeod
Registered Patent Attorney

CQM/jss

Enclosure (as stated above)

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(Wakefield) GAU 2174
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Technical Disclosures for Computer-Related Inventions: A Guide for Inventors

I. Introduction

As an inventor, your participation in the patent application process is very important. In fact, in order to make the patenting process work smoothly and efficiently, the inventor should prepare a detailed technical disclosure of the invention to provide the patent attorney with the necessary information to prepare and file a patent application. However, there are strict requirements with respect to the technical disclosure necessary for patent applications of which most inventors are not aware. This document outlines these requirements for your technical disclosure.

II. Statutory Requirements

In order to assist your patent attorney in preparing the technical disclosure for your application, you must ensure that the disclosure you provide includes a *complete and full description of the invention* in sufficient detail to enable a person skilled in the art to practice the invention without undue experimentation. According to Section 112 of the patent statutes, such a description must contain:

"... a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same, and shall set forth the best mode contemplated by the inventor of carrying out his invention."

As set forth in the statute referenced above, the description for the application must be sufficient in detail to enable reproduction of the invention by one skilled in the art without undue experimentation and it must provide the best mode of practicing the invention, including any drawings that may be required. Basically, your goal is to disclose clearly everything you can think of about your invention. In case of doubt as to whether or not to include an item of information, put it in. If you have several embodiments of your invention, make sure you include the "best" one. You ordinarily do not have to include dimensions, materials, brand names, or values of components, since the skilled artisan is expected to have a working knowledge of these items. However, if any of these are critical to the performance of your invention or are at all unusual, they must be included. (If in doubt, include specific information).

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(Wakefield)
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III. Technical Description

The actual description is preferably organized by first describing the static physical structure of the invention and then describing in extensive detail the operation or function of the invention, and then, in certain cases, specific examples and/or results of operation of the invention. You should try to identify and include in the description alternate embodiments to assist your patent attorney in drafting claims of sufficient scope. You should use sketches and drawings where necessary to understand the invention (e.g., circuit diagrams, block diagrams, etc.) and refer to such in your description. Each of the parts in the figures should be numbered and a separate list of these reference numerals with the names of their respective parts should be included in a separate section for ease of reference. You should cover every part shown in the figures and be sure to use consistent terminology, but when you refer to a part for the first time, try to include several different equivalent names or alternatives to keep your description broad.

IV. Computer/Software-Related Inventions

If your invention also includes computer software or code which may be patentable, in addition to describing the physical structure, you must also describe the software according to certain specific guidelines for computer-related inventions. To satisfy the disclosure requirement, the disclosure must enable a skilled artisan to configure the computer to possess the requisite functionality, and, where applicable, interrelate the computer with other elements to yield the claimed invention, without the exercise of undue experimentation. There are a number of ways to meet such requirements, but the most common are: (1) actual software code listings (object or source), and/or (2) flowcharts. However, no matter which of the above-listed ways you choose, you must also include an associated explanation in the written description.

A. Software Code Listings

If the program is already written, the easiest way to provide the necessary disclosure is to supply either the object code or source code listing as an appendix to the application. Copyright protection for such code listings may be retained, but trade secret protection is generally lost if you provide a source code listing. The object code listing, on the other hand, may adequately protect trade secrets in certain source code and may be preferable to frustrate potential competition (since the code is only readable by a machine and, therefore, cannot be modified by writing new code or changing instructions). The difficulty with object code listings, and often with source code listings which do not include programmer's comments, is that such listings do not provide a very good understanding of what the invention actually does nor do they provide any guidance to the patent attorney for drafting the claims. The attorney must rely on the associated written description provided by the programmer, which is often not structured or organized.

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To make such code listings enabling, you will need to explain in the description how to implement the listing and any special instructions which may be necessary to implement the invention without undue experimentation (if not readily apparent). The explanation should detail how to configure the computer to perform the required function and interrelate with any other elements to yield the claimed invention. For instance, you should state what programming language the listing is in (e.g., C++), how to use it to control the computer or microprocessor, what type of computer or microprocessor to use it with (e.g., Pentium II), and what hardware should be connected to the computer, both on the input and output sides as necessary.

B. Flowcharts

If you choose not to include source code or object code listings, or wish to supplement such listings, you should provide a detailed flowchart. In fact, most patent attorneys and patent examiners prefer flowcharts. The advantage of flowcharts is that they often provide the backbone for writing the claims and can be readily referred to by both the patent attorney during drafting and by the examiner during examination.

The flowchart must be complete and detailed enough to enable any reasonably skilled programmer to write a program, using only routine skills. The flowchart will be adequate even if it would take a programmer several months to write the program, so long as only routine skill and not extraordinary effort will be involved. Unfortunately some nonprocedural programs simply do not fit the flowchart mold (e.g., object oriented or event-driven programs). Another disadvantage in lengthy programs is that the flowcharts may overflow onto separate sheets, making them difficult to follow. Other notations, similar to flowcharts, may be utilized when the program cannot be represented by flowcharts, such as program network charts, system resources charts, entity-relationship diagrams, object diagrams, object-oriented notation, etc. If an alternate notation better suits your program, you must make sure such alternate notations are not obscure, otherwise, an explanation of the notation will also be required.

As previously stated, no matter which way you choose to disclose the software, an associated explanation in the written description is required. When explaining flowcharts, it is best to number each process symbol and then describe the function it performs.

V. Conclusion

Keep in mind that including details and alternatives can prove vital later if you have to rely on these in order to support and distinguish your invention over a close prior art reference cited by the examiner. You should be especially sure to expand your description in areas where you feel that your invention is novel over the prior art.

Once your technical description is prepared, keep in mind that new discoveries or methods related to the invention should be continuously disclosed to the patent attorney as soon as possible so that this information can be included in the application, if necessary, to provide the broadest scope possible.

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(Wakefield)
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From: Amy Nguyen
 To: Dave Saliwanchik; McLeod, Christine
 Date: 10/13/99 10:57AM
 Caller: Mr. Franz Wakefield
 Company: Cool TV Network.com
 Phone: 376-1327

3324 W. Univ Ave

#121

GU, FL 32607

☐ Telephoned
☐ Will call again
☐ Wants to see you
☐ Urgent

☐ Please call
☐ Returned your call
☐ Came to see you

- 1) He was referred to SLS by Bruce Brashear.
- 2) He is very interested in patenting a software currently being created.
- 3) He would like to know approximate legal costs.
- 4) He would like to speak with DRS; if not possible, he would like to speak with CQM.

Fax: 312-~~25~~

0513

312-3435

#338-7562

Appn. Number 09/877,729
 (Wakefield)
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 CAU 2174

AC 10/13/99

- Partially complete - not yet sold or public
 or

- not yet sold

- undergrad - Entrepreneur Co.

@ UF

Mr. Steven
 Benedict
 Califi

- Archive of video - to access by user

- hot spots to video - Compressed.

- does not pause video + open other sites.

- \$700 - 1000 - Internet Searches

Competitor - hot spots to videos?

Ututu - 3K - 7K

* Prou - \$800 - \$2000